

DRAFT

**INLAND WETLANDS COMMISSION (IWC)
REGULAR MEETING
AUGUST 25, 2009 TUESDAY 7:30 PM
THIRD FLOOR
MEMORIAL BUILDING, TOWN HALL
14 PARK PLACE
ROCKVILLE/VERNON, CT.**

MEMBERS PRESENT: John Kopec, Mark Kalina, Jeffrey Pescosolido,
and Frank Galat

STAFF PRESENT: Len Tundermann, Town Planner, Craig Perry, Wetlands Enforcement Officer,
Terry McCarthy, Town Engineer

RECORDING SECRETARY: Blanche Perillo

1. CALL TO ORDER & ROLL CALL

The meeting was called to order at 7:37 p.m. by John Kopec.

2. ADMINISTRATIVE ACTIONS

2.1 Communications received not related to Agenda items

Letter to Craig Perry from Highlands Soils, LLC., dated August 12, 2009
Re: Ticket Network

2.2 Adoption of Agenda

Move 4.2 to 2.5 - To Receive application (**IWC-2006-24**) Thomas Tomko
#64 Hartford Turnpike requesting an extension of time to commence activities on property.

Motion was made by Jeffrey Pescosolido to accept the adoption to the agenda as amended.
Motion was seconded by Mark Kalina. Motion carried unanimously.

2.3 Acceptance of Minutes

Motion was made by Jeffrey Pescosolido to accept the minutes to the July 28, 2009 meeting.
Motion was seconded by Mark Kalina. Motion carried unanimously.

2.4 Call for filing (s) of Intervener petition (s) and determination of status

None

RECEIVED
VERNON TOWN CLERK
09 SEP 14 PM 1:57

3. PUBLIC HEARINGS

- 3.1 Application (**IWC-2009-04**) of Ticket Network Forest, LLC for a wetlands permit in a regulated area at #60 South Frontage Road (Assessor's ID: Map #29, Block #134, Parcel #00001)

Len Tundermann read aloud the legal notice published in the Journal Inquirer.

Dorie Famiglietti, attorney for the applicant, and Mark Peterson, from Gardner & Peterson, presented the Commission with an overview of the proposed plans mentioning two direct wetlands disturbances in the regulated area.

Plans prepared by Gardner & Peterson are dated July 24, 2009 and revised through August 18, 2009.

Filling for the emergency access driveway crossing at an existing farm road crossing, and restoration of a disturbed stream crossing.

George Logan, from Rema Ecological Services, LLC., presented the Commission with a map and explained in detail their summary of findings. The Wetlands Assessment Booklet is in print and is available at the town hall for the public.

The Commission was in agreement that more time was needed to review and discuss the report submitted. It was suggested that the Public Hearing be continued at the September 22, 2009 meeting.

- 3.2 Application (**IWC-2009-05**) of Town of Vernon Engineering Department for a wetlands Permit for replacement of the Phoenix Street Bridge over the Tankerhoosen River. (Assessor's ID: Map #11, Block #147-149).

Len Tundermann read aloud the legal notice published in the Journal Inquirer.

Terry McCarthy, Town Engineer, displayed the map and reviewed the plans of the new bridge.

A property owner living adjacent to the bridge attended the meeting and was concerned about erosion controls during construction and also the appearance of the bridge.

Terry Mc Carthy will review the details and answer the property owner's questions at a private meeting at the Town Hall at a later time.

Len Tundermann and Craig Perry felt that additional work must be done to the plans. The design of erosion controls is not up to par.

Motion was made by Jeffrey Pescosolido to grant the permit with the stipulation that sufficient information for erosion controls be addressed and that improvements be reviewed by proper departments and changes be brought back to the Commission for review and discussion.

Motion was seconded by Mark Kalina. Motion carried unanimously.

4. DISCUSSION/ACTION/ADDITIONAL BUSINESS

4.1 Receipt of Applications & Determination of Significance

See 4.9 New Model Municipal Regulations (IWC-2009-06)

4.3 Status of Cease & Correct Orders

- 205 Warren Avenue

Craig Perry revisited the site and observed an excessive amount of fill (approx 5 feet of fill) had been delivered and spread. This fill was spread up to the silt fencing which failed in several areas after rain.

Terry McCarthy, Town Engineer, received a phone call from the Conservation Commission reporting their concern regarding the unstable silt fencing.

Applicants, Mr. and Mrs. Andraej Anglisz, were in attendance and felt they used the fill to stabilize the slope and felt this was in accordance with the map and in the limits of the original proposal.

Craig Perry along with the entire IWC Commission felt the applicants must have an experienced excavator read the plans, bring fill to the proposed elevation and correct the erosion control issue immediately.

Motion was made by Jeffrey Pescosolido to continue the Cease and Correct order until the property owners bring fill to the proposed elevation by removing the excess fill and replacing the existing silt fence with new silt fence including hay bales and temporary stock piling the fill in an area approved by the town staff and the new plans to improve and correct all conditions to the prior plan dated September 7, 2009 .

The removal of the fill and the new erosion control must be done within 5 business days or the commission will pursue fining the property owners.

Motion was seconded by Frank Galat. Motion carried unanimously.

The Town will follow up with the corrective measures and report back to the Commission via email or a special meeting.

- Ticket Network

Craig Perry distributed to the Commission a letter dated August 12, 2009 from John Ianni.

Craig requested the Cease and Correct order be reopened for two areas (area#3 & area#5).

- * Motion was made by Mark Kalina to extend the meeting beyond 10:00 P.M.
Motion was seconded by Jeffery Pescosolido. Motion carried unanimously.

Area #3 The man-hole structure will be added at the outlet and a level spreader will be constructed to direct the runoff into the woods away from the Clark property.

Area #5 In this area a corrugated pipe is proposed to be removed from under the dirt road and the road will be restored to a passable condition.

Area#6 Craig Perry does not feel this is a violation and does not need to be addressed.
This will be monitored by John Ianni and Craig Perry.

Motion was made by Mark Kalina to reopen the Cease & Correct Order to complete restoration. Motion was seconded by Jeffrey Pescosolido. Motion carried with three to one. No vote by Frank Galat.

- Juliano's Pools, 321 Talcottville Road

This will be discussed at the next meeting

- Talcottville Mill, 47 Main Street

This will be discussed at the next meeting.

- #47 Main Street (Material in pond area)

There has been no response to the Cease and Correct Order.
The Show Cause Hearing will be open until the September meeting.

- Daniels Management Inc., 98 East Main Street

This will be discussed at the next meeting.

- *Remaining items on the agenda will be discussed at the next meeting in September.

4.9 (IWC-2009-06) Town of Vernon Model Regulations

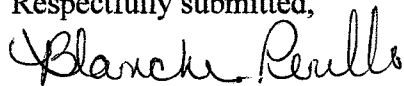
Motion was made by Mark Kalina to accept the application and schedule a public hearing.
Motion was seconded by Jeffrey Pescosolido. Motion carried unanimously.

5. ADJOURNMENT

Motion was made by Jeffrey Pescosolido to adjourn the meeting at 11:20 P.M.
Motion was seconded by Mark Kalina. Motion carried unanimously.

***THESE MINUTES REFLECT THE CORRECT NUMBERING OF APPLICATIONS.**

Respectfully submitted,

A handwritten signature in cursive script that reads "Blanche Perillo".

Blanche Perillo